

## FACSIMILE COVER SHEET

**Licata & Tyrrell P.C.**66 E. Main Street  
Marlton, New JerseyTel: (856) 810-1515  
Fax: (856) 810-1454

July 11, 2003

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GROUP 1634

**TO:** Examiner Myers (TC1600)**GROUP:** 1634**FAX NUMBER:** 703-872-9306**ATTORNEY DOCKET NO.:** DEX-0146**SERIAL NO.:** 09/762,028**FILED:** May 10, 2001**NUMBER OF PAGES:** 12**MESSAGE:** Attached please find Amendment Transmittal Letter, Certificate of Transmission by Facsimile, Preliminary Amendment and Reply to Restriction Requirement.

Kathleen A. Tyrrell, Registration No. 38,350

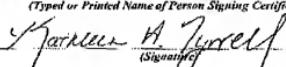
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<b>CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)</b>			Docket No. DEX-0146
Applicant(s): Yang et al.			
Serial No. 09/762,028	Filing Date May 10, 2001	Examiner Myers, Carla J.	Group Art Unit 1634
Invention: A Novel Method of Diagnosing, Monitoring, Staging, Imaging and Treating Lung Cancer			
<p>I hereby certify that this <u>Preliminary Amendment and Reply to Restriction Requirement</u> <small>(Identify type of correspondence)</small> is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>703-872-9306</u>) on <u>July 11, 2003</u> <small>(Date)</small></p> <p style="text-align: right;"><u>Kathleen A. Tyrrell</u> <small>(Typed or Printed Name of Person Signing Certificate)</small>  <small>(Signature)</small></p>			
<p>Note: Each paper must have its own certificate of mailing.</p>			

<b>AMENDMENT TRANSMITTAL LETTER (Large Entity)</b>				Docket No. <b>DEX-0146</b>
Applicant(s): Yang et al.				
Serial No. 09/762,028	Filing Date May 10, 2001	Examiner Myers, Carla J.	Group Art Unit 1634	
Invention: A Novel Method of Diagnosing, Monitoring, Staging, Imaging and Treating Lung Cancer				
<b>TO THE COMMISSIONER FOR PATENTS:</b>				
Transmitted herewith is an amendment in the above-identified application.				
The fee has been calculated and is transmitted as shown below.				
<b>CLAIMS AS AMENDED</b>				
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE
TOTAL CLAIMS	15 -	20 =	0 x	\$18.00
INDEP. CLAIMS	6 -	6 =	0 x	\$84.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>				\$0.00
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>				<b>\$0.00</b>

- No additional fee is required for amendment.
- Please charge Deposit Account No. \_\_\_\_\_ in the amount of \_\_\_\_\_.
- A check in the amount of \_\_\_\_\_ to cover the filing fee is enclosed.
- The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. **50-1619**
- Any additional filing fees required under 37 C.F.R. 1.16.
- Any patent application processing fees under 37 CFR 1.17.

*Kathleen A. Tyrrell*  
Signature

Dated: July 11, 2003

Kathleen A. Tyrrell, Reg. No. 38,350

Licata & Tyrrell P.C.  
66 East Main Street  
Marlton, New Jersey 08053  
Tel: 856-810-1515  
Fax: 856-810-1454

I certify that this document and fee is being deposited on \_\_\_\_\_ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

CC:

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.: DEX-0146  
Inventors: Yang et al.  
Serial No.: 09/762,028  
Filing Date: May 10, 2001  
Examiner: Myers, Carla J.  
Group Art Unit: 1634  
Title: A Novel Method of Diagnosing,  
Monitoring, Staging, Imaging and  
Treating Lung Cancer

**Certificate of Facsimile Transmission**

I hereby certify that this document is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

On July 11, 2003

*Kathleen A. Tyrrell*  
Kathleen A. Tyrrell, Registration No. 38,350

Mail Stop  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Preliminary Amendment and Reply to Restriction Requirement

This is a reply to the Restriction Requirement mailed June 11, 2003 setting a one (1) month statutory period for response. Please enter the following amendments and remarks into the record.

Amendments to the claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 6.